



#### असाधारण EXTRAORDINARY

भाषा II--- अपन 2 PART II—Section 2

### प्राधिकार से प्रकाशित PUBLISHED BY AUTHORITY

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13 of 1978.

नई विरुली, ब्धवार, जून 11, 1980/ज्येष्ठ 21, 1902 NEW DELHI, WEDNESDAY, JUNE 11, 1980/JYAISTHA 21, 1902

🗲 स भाग में भिग्न पृष्ठ संख्या की जासी हैं जिससे कि वह अलग संकलन के रूप में रखा जा सके। Separate paging is given to this Part in order that it may be filed as a separate compliation

#### LOK SABHA

The following Bills were introduced in Lok Sabha on the 11th June, 1980:---

BILL NO. 95 OF 1980

A Bill to amend the Hindustan Tractors Limited (Acquisition Transfer of Undertakings) Act, 1978.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:-

1. This Act may be called the Hindustan Tractors Limited (Acquisition and Transfer of Undertakings) Amendment Act, 1980.

Short title.

2. In section 5 of the Hindustan Tractors Limited (Acquisition and Transfer of Undertakings) Act, 1978 (hereinafter referred to as the principal Act), in sub-section (2), in clause (b), the following shall be, and shall be deemed always to have been, inserted at the end, namely:—

Amendment of section 5.

- ", but excluding loans advanced, on or after such date, by a bank to the Company to the extent such loans have been utilised by the Company for the re-payment of, or the payment of interest on, secured loans advanced to the Company by a bank at any time before such date".
- 3. In the Schedule to the principal Act, in Category III, after the words "Secured loans", the following shall be, and shall be deemed always to have been, inserted, namely: --

Amendment of the Schedule.

", including loans advanced, on or after the date of taking over, by a bank to the Company to the extent such loans have been utilised by the Company for the re-payment of, or the payment of interest on, secured loans advanced to the Company by a bank at any time before the date of taking over".

#### STATEMENT OF OBJECTS AND REASONS

The Government of India assumed the management of Hindustan Tractors Limited, Vishwamitri, Baroda in March, 1973, under the Industries (Development and Regulation) Act, 1951, and appointed Gujarat Agro Industries Corporation as its Authorised Controller for a period of five years. The undertakings of the Company were acquired by the Central Government with effect from the 1st April, 1978, on the enactment of the Hindustan Tractors Limited (Acquisition and Transfer of Undertakings) Act, 1978. The undertakings were vested on the same date in the State Government of Gujarat and a new company in the name of Gujarat Tractor Corporation Ltd, has also been formed to carry on the activity.

2. Section 5 of the Act specifies the manner in which the liabilities of the Hindustan Tractors Limited prior to the taking over of the management of the Company and after the taking over of the management of the Company should be taken care of. According to this section, liabilities arising in respect inter alia of secured loans advanced by a bank to the Company before the date of taking over shall be enforceable against the Company. According to Part B of the Schedule to the Act, secured loans relating to the pre-take over management period fall within Category III priority and the intention of the Act was that the secured loans advanced by banks to the Company before the take over of the Company should be met from out of the amount payable to the Company for the transfer to, and vesting in, the Central Government of the undertakings of the Company under section 8 of the Act. It was envisaged that the secured loans advanced by the State Bank of India to the Company before the take over of the Company would qualify ment under Category III of Part B of the Schedule and this consideration was taken into account in determining the amount which has been specified in section 8 as the amount payable to the Company. On further examination, it has been discovered that in view of the accounting treatment given in the books of the State Bank of India by reason of the adjustment of the loans given by the Bank after the take over against the secured loans given by the Bank to the Company before the take over, all the amounts due to the State Bank have to be treated as posttake over loans. The post-take over loans which were advanced by the State Bank of India to the extent they were utilised for meeting the pre-take over secured loans advanced by the Bank to the Company should be entitled to the same treatment to which the pre-take over secured loans which were so defrayed would have been entitled. The amendments proposed in the Bill are for the purpose of securing this position.

New Delhi; The 3rd June, 1980.

CHARANJIT CHANANA.

#### BILL No. 98 of 1980

A Bill to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the State of Assam for the services of a part of the financial year 1980-81.

BE it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. This Act may be called the Assam Appropriation (Second Vote on Account) Act, 1980.

Shert title.

2. From and out of the Consolidated Fund of the State of Assam there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one hundred fifty-eight crores and thirty-eight lakh rupees towards defraying the several charges which will come in course of payment during the financial year 1980-81.

With\_drawal of Rs. 158,38,00,000 from and out of the Consolidated Fund of the State of Assam for the financial year 1980-81.

3. The sums authorised to be withdrawn from and out of the Consolidated Fund of the State of Assam by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

Appropriation,

THE SCHEDULE (See sections 2 and 3)

I	2		3		
No. of Vote/		Sums not exceeding			
App- ropri- ation	Services and purposes		Voted by Parliament	Charged on the Consoli- dated Fund	Total
	—	•	Rs.	Rq.	Rs.
1	State Legislature	Revenue	16,74,000	39,000	17,13,000
2	Head of State	Revenue	••	2,48,000	2,48,000
3	Council of Ministers .	Revenue	5,81,000		5,81,000
4	Discretionary Grants .	Revenue	17,000		17,000
5	Administration of Justice .	Revenue	52,77,000	16,33,000	69,10,000
6	Elections	Revenue	13,86,000		13,36,000
7	Taxes on Income and Ex-	Revenue	, 2,24,000		2,24,000
8	Land Revenue and Land Ceiling	Revenue	<b>2</b> ,15,5 <b>8</b> ,000	4,000	2,15,62,000
9	Stamps	Revenue	2,5 <b>6</b> ,000		2,56 <b>,00</b> 0
10	Registration	Revenue	7,68,000		7,68,000
٦ '	State Excise	Revenue	20,03,000		20,05,000
1.73	Sales Tax and Other Taxes	Revenue	29,67,000		29,67,000
13	Transport Services	Revenue	1,02,16,000		1,02,16,000
		Capital	8,67,000		8,67,000
14	Electrical Inspectorate .	Revenue	2,19,000		2,19,000
15	Small Savings	Revenue	82,000		82,000
16	Financial Inspection .	Revenue	66,000		66,000
17	Servicing of Debt	Revenue	1	10,00,97,000	10,00,97,000
18	Public Service Commission	Revenue		3,65,000	3,65,000
19	Civil Secretariat and attached Offices	Revenue	94,32,000		94,32,000
20	District Administration .	Revenue	84,84,000		84,84,000
31	Treasury and Accounts Administration	Revenue	29,24,000		29,24,000
22	Police	Revenue	9,39,81,000	3,000	9,39,84,000
2	Jails	Revenue	55,16,000		55,16,000
24	State Prisoners and Detenue	s Revenue	10,000	, ,	10,000

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No. of	هميا عينية اللها أمية بالقر عملة نجو الجود بالقر عمرة بعلة عملة الحق المدريسي عماد بعد		Sums not exceeding		
Vote/ App~ ropri- ation	Services and purposes		Voted by Parliament	Charged on the Consoli- dated Fund	Total
			Rs.	Rs.	Ra,
25	Stationery and Printing .	Revenue	40,76,000		40,76,000
26	Administrative and Functional Buildings	Reyenue	2,06,80,000	17,000	2,06,97,000
ĺ		Capital	2,20,28,000		2,20,28,000
27	Fire Services	Revenue	30,20,000		30,20,000
28	Vigilance and Special Commissions	Revenue	1,93,000		1,93,000
39	Civil Defence and Home-guards	Revenue	39,11,000	[]	39,11,000
30	Pooled Transport	Revenue	83,000		83,000
31	Guest Houses, Government Hostels, etc.	Revenue	8,41,000		8,41,000
33	Administrative Training .	Revenue	1,77,000		1,77,000
33	Vital Statistics, etc	Revenue	4,43,000		4,43,000
34	Pensions and other Retire- ment Benefits	Revenue	1,03,10,000	44,000	1,03,54,000
3.5	Aid Materials	Revenue	51,07,000		51,07,000
ვს	State Lotteries	Revenue	11,18,000		11,18,000
37	Education	Revenue	26,64,20,000		26,64,20,000
		Capital	1,00,000		1,00,000
38	Art and Culture	Revenue	24,10,000		24,10,000
39	State Archives	Revenue	67,000		67,000
40	Medical and Public Health	Revenue	12,06,11,000	••	12,06,11,000
		Capital	47,50,000		47,50,000
41	Sanitation and Sewerage .	Revenue	2,51,000		2,51,000
40	Housing Schemes	Revenue	43,05,000		43,05,000
		Capital	10,99,000		10,33,000
43	Residential Buildings .	Revenue	77,71,000		77,71,000
		Capital	1,11,30,000		1,11,30,000
41	Urban Development .	Revenue	41,96,000		41,36,000
		Capital	4,00,000		2,00,000
45	Information and Publicity	Revenue	17,42,000	•••	17,42,000
46	Labour and Employment .	Revenue	71,85,000		74,88,000
47	Civil Supplies	Revenue	36,79,000	14,000	36,93,000
48	Relief and Rehabilitation	Revenue	38,000		98,000
		Capital	1,67,000	!	1,67,000

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f /ote/ lpp- opri- tion	Services and purposes	Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
<del>4</del> 9	Welfare of Scheduled Castes/ Scheduled Tribes and others Revenue	1,33,24,000		1,93,24,000
50	Social Welfare Revenue	83,51,000		83,51,000
51	Prohibition Revenue	13,34,000		13,34,000
52	Pensions to Freedom Fighters, Rajya Sainik Board, etc. Revenue	13,08,000		13,08,000
53	Natural Calamities Revenue	2,30,67,000		2,30,67,000
54	Social and Community Services	69,000		69,000
55	Planning Board Revenue	9,53,000		9,53,000
56	Co-operation Revenue	1,83,90,000	**	1,83,90,000
	Capital	1,16,55,000		1,16,55,000
57	North Eastern Council Schemes Revenue	18,67,000		18,67,000
	Capital	78,04,000		78,04,000
<b>5</b> 8	Statistics Revenue	32,60,000		92,60,000
59	Weights and Measures . Revenue	9,90,000	••	9,90,000
6о	Trado Adviser Revenue	1,57,000	••	1,57,000
61	Agriculture Revenue	6,15,95,000		6,15,95,000
	Capital	1,00,000		1,00,000
62	Irrigation Rovenue	1,32,13,000		1,92,13,000
	Capital	7,03,03,000		7,03,03,000
63	Soil and Water Conservation Revenue	1,11,19,000		1,11,19,000
	Capital	20,24,000		20,24,000
64	Animal Husbandry and Veterinary Revenue	2,32,87,000		2,32,87,000
65	Dairy Development . Revonue	39,65,000		39,65,000
66	Fisherles Revenue	53,28,000		153,28,000
	Capital	67,000		67,000
67	Forests Revenue	4,65,37,000		4,65,37,000
68	Community Development Revenue	2,61,44,000	1,000	2,61,45,000
69	Industries Revenue	8,43,000		8,43,000
	Capital	63,67,000		63 <b>,67,0</b> 00
70	Sericulture and Weaving . Revenue	1,22,23,000		1,22,23,000
	Capital	3,14,000	••	g,14,000
71	Cottage Industries Revenue	74,23,000	••	74,23,000
	Capital	30,03,000		30,03,000

1	Services and purposes		3			
No.			Sums not exceeding			
Vote/ App- ropria- tion			Voted by Parliament	Charged on the Consoli- dated Fund	Total	
			Rs.	Rs.	Rs.	
72	Mines and Minerals .	Revenue	23,82,000	••	23,82,000	
		Capital	12,54,70,000	••	12,54,70,000	
73	Flood Control .	Revenue	1,66,06,000	••	1,66,06,000	
		Capital	4,54,67,000	••	4,54,67,000	
74	Roads and Bridges	Revenue	6,94,78,000	••	6,94,78,000	
		Capital	4,50,72,000	••	4,50,72,000	
75	Tourism	Revenue	8,79,000	••	8,79,000	
<del>7</del> 6	Payment of Compensation and Assignment to Local Bodies and Panchayati Raj Institution	Revenue	1,28,39,000		1,28,33,000	
77	Assam Capital Construction	Capital	10,83,000	••	10,83,000	
<b>7</b> 8	Internal Debt	Capital		2,24,21,000	2,24,21,000	
<b>7</b> 9	Repayment of Gentral Loan	Capital		6,07,07,000	6,07,07,000	
80	Loans and Advances to Government Servants .	Capital	1,60,13,000	••	1,60,13,000	
18	Inter-State Settlement .	Capital	)	33,000	33,000	
82	Food for Work Programme	Revenue	67,000		67,000	
	TOTAL EXPENDIT		139,81,74,000	78,56, <b>2</b> 6,000	158,38,00,000	

## STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of articles 204(1) and 206 of the Constitution read with the Proclamation issued under article 356 of the Constitution in respect of the State of Assam on the 12th December, 1979 to provide for the appropriation out of the Consolidated Fund of the State of Assam of the moneys required to meet the expenditure charged on the Consolidated Fund of the State of Assam and the grants made in advance by the Lok Sabha in respect of the estimated expenditure of the Government of Assam, for a part of the financial year 1980-81.

R. VENKATARAMAN.

# PRESIDENT'S RECOMMENDATION UNDER ARTICLE 207 OF THE CONSTITUTION OF INDIA

[Copy of letter No. F.2(17)-B(S)/80, dated the 7th June, 1980 from Shri R. Venkataraman, Minister of Finance to the Secretary, Lok Sabha].

The President, having been informed of the subject matter of the proposed Bill to provide for withdrawal of certain sums from and out of the Consolidated Fund of the State of Assam for the services of a part of the financial year 1980-81, recommends under clauses (1) and (3) of article 207 of the Constitution of India, read with clause (2) of article 206 thereof and the Proclamation dated the 12th December, 1979 issued under article 356 of the Constitution, the introduction of the Assam Appropriation (Second Vote on Account) Bill, 1980, in and the consideration of the Bill by Lok Sabha.

2. The Bill will be introduced immediately after the Demands for Grants 'on account' for expenditure of the Government of Assam for a part of the financial year 1980-81, have been voted.

AVTAR SINGH RIKHY,

Secretary.